



Fitch, Even, Tabin & Flannery

Intellectual Property Law

**RECEIVED
CENTRAL FAX CENTER
FEB 23 2005**

F A C S I M I L E

Name: Examiner Lyle Alexander
Art Unit: 1743

Company: United States Patent and Trademark Office

Fax Number: 1-703-872-9306

From: James J. Schumann / C. M. McClure

Today's Date: Wednesday, February 23, 2005

File No.: 71777/7477

Pages: Twelve (12) (including this cover sheet)

Attached please find the following documents in connection with U.S. Application No. 09/575,429, filed May 22, 2000.

- 1) Amendment under 37 C.F.R. §1.116 [11 pages]

The documents accompanying this facsimile transmittal cover sheet contain information from the law firm of Fitch, Even, Tabin & Flannery which may be confidential and/or legally privileged. The documents are intended only for the personal and confidential use of the addressee identified above. If you are not the intended recipient or an agent responsible for delivering these documents to the intended recipient, you are hereby notified that any review, disclosure, copying, distribution or the taking of any action in reliance on the contents of this transmitted information is strictly prohibited. If you have received this facsimile in error, please immediately notify the Firm so that we can arrange for the return of the original documents to us. Thank you.

9276 Scranton Road, Suite 250
San Diego, California 92121-7701
Telephone 858-552-1311
Fax 858-552-0095

**RECEIVED
CENTRAL FAX CENTER**

0000

FEB 23 2005

Ref. No. 81734/7339

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Applicant : Jeffrey A. Konecke

Appl. No. : 09/575,429

Filed : May 22, 2000

Title : SLIDE-IN CASSETTE FOR A CUP
FOR TESTING OF DRUGS OF
ABUSE

TC/A.U. : 1743

Examiner : Lyle Alexander

Customer No. : 22242

Conf. No. : 2363

Certificate of Transmission/Mailing

I hereby certify that this correspondence is being
facsimile transmitted to the USPTO, Fax No. (703)
872-9306, or deposited with the United States
Postal Service with sufficient postage as first class
mail in an envelope addressed to: Commissioner
for Patents, P.O. Box 1450, Alexandria, VA 22313-
1450, on the date shown below:

February 23, 2005
Date
C. M. McClure

Mail Stop: AF
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT UNDER 37 C.F.R. §1.116

Sir:

In response to the Final Rejection mailed January 4, 2005, to which the statutory period for response is to expire on April 4, 2005, please amend the above-identified application as set forth hereinafter.

Amendments to the Claims are reflected in the listing of claims which begins on page 2.

Remarks begin on page 9 of this paper.